

**LEGISLATIVE SERVICES AGENCY
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FISCAL IMPACT STATEMENT

LS 6514

BILL NUMBER: HB 1128

NOTE PREPARED: Dec 21, 2009

BILL AMENDED:

SUBJECT: Occupational Disease and Asbestos Actions.

FIRST AUTHOR: Rep. Tyler

FIRST SPONSOR:

BILL STATUS: As Introduced

FUNDS AFFECTED: X GENERAL
X DEDICATED
X FEDERAL

IMPACT: State & Local

Summary of Legislation: This bill provides a statute of limitations for causes of action for occupational disease.

The bill provides for a product liability action against persons who mined or sold commercial products containing or using asbestos. (Current law provides for a product liability action against persons who mined and sold commercial asbestos.)

The bill provides for a one-year period, ending July 1, 2011, to file an otherwise time-barred cause of action for: (1) occupational disease; (2) personal injury, disability, disease, or death resulting from exposure to asbestos; or (3) property damage resulting from asbestos.

Effective Date: July 1, 2010.

Explanation of State Expenditures: The impact on the state would be as an employer. The impact would probably be minor.

[State expenditures for worker's compensation benefits were \$1.43 M for FY 2009, \$1.02 M for FY 2008, \$1.41 M for FY 2007, and \$1.44 M for FY 2006.]

Explanation of State Revenues:

Explanation of Local Expenditures: The impact on local governments would be as an employer.

Explanation of Local Revenues:

State Agencies Affected: All.

Local Agencies Affected: All.

Information Sources:

Fiscal Analyst: Chuck Mayfield, 317-232-4825.